

In re Chang  
Appln. No. 09/837,217

IN THE CLAIMS:

Please cancel claims 9-10 as directed to a non-elected invention.

Please also cancel claim 7.

Please substitute claims 1, 5, and 6 with the corresponding amended claims as set forth in the complete listing of claims as set forth below.

1. (Currently Amended) A pharmaceutical composition for topical application at a site requiring new bone, cartilage or connective tissue formation in a subject, comprising a plurality of bone marrow stromal cells (MSCs) isolated from the subject:

wherein the MSCs comprise ~~comprising~~ a vector comprising a DNA sequence encoding BMP-2 operably linked to a promoter, and a pharmaceutically acceptable polymer, and

wherein a biodegradable plate is applied to the site prior to the application of the composition.

2. (Original) The composition as recited in Claim 1 wherein the polymer is selected from a group consisting of alginate and collagen.

3. (Original) The composition as recited in Claim 1 wherein the MSCs are present in a concentration of about  $50 \times 10^6$  per ml of the polymer.

4. (Previously Amended) The composition as recited in Claim 1 wherein the polymer is collagen type I.

5. (Currently Amended) A method of enhancing new bone, cartilage or connective tissue formation in a subject, comprising:
- a. obtaining a plurality of bone marrow stromal cells (MSCs) from a subject;
  - b. transducing the MSCs of step a) with a vector comprising a DNA sequence encoding BMP-2 operably linked to a promoter to generate BMP-2 protein producing MSCs; ~~and~~
  - c. applying a biodegradable plate to ~~topically applying the BMP-2 protein producing MSCs at~~ a site requiring new bone, cartilage or connective tissue formation on the subject; and
  - d. applying a composition comprising the BMP-2 protein producing MSCs and a pharmaceutically acceptable polymer to the site,
- such that new bone, cartilage or connective tissue formation is enhanced.
6. (Currently Amended) The method as recited in Claim 5 wherein the ~~BMP-2 gene~~ DNA sequence encoding BMP-2 is transferred via an adenovirus.
7. (Cancelled)
8. (Previously Amended) The method as recited in Claim 5 wherein the protein producing MSCs are topically applied in a concentration of about  $50 \times 10^6$  per ml of a pharmaceutically acceptable polymer and produce an effective amount of the protein.
9. (Cancelled)

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10. (Cancelled)